

Attorneys for Plaintiffs, SANDERS VIENER GROSSMAN, LLP  
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Mineola, NY 11501

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
PRODUCT LIABILITY LITIGATION

MDL NO. 1699  
District Judge: Charles R. Breyer

Wenner S. Lugo Ortiz

Plaintiffs,

vs.

Pfizer, Inc., et al.

Defendants.

STIPULATION AND ORDER OF  
DISMISSAL WITHOUT PREJUDICE

Case No. C-06-2438 CRB

Come now the Plaintiff and Defendants, by and through the undersigned attorneys,  
pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of  
this action without prejudice with each side bearing its own attorneys' fees and costs.

Should Plaintiff or a representative of Plaintiff attempt to re-file claim against  
Defendants, they should do so only by re-filing in the United States District Court.

1 DATED: 11/14, 2006.

2 By: [Signature]

3 Attorneys for Plaintiff, Marc D. Grossman

4  
5 DATED: 11/14, 2006.

6 GORDON & REES

7 By: [Signature]

8 Stuart M. Gordon

9 Attorneys for Defendants

10  
11 PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,  
12 IT IS SO ORDERED.

13 Dated: Nov. 15, 2006

